

#13

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application of:)
)
UBER et al.) Art Unit: 1911
)
Serial No.: 09/027,852)
)
Filed: February 23, 1998) Examiner: Brian L. Casler
)
For: PATIENT INFUSION SYSTEM)
FOR USE WITH MRI)

PETITION TO CORRECT INVENTORSHIP
UNDER 37 C.F.R. § 1.324

Assistant Commissioner
for Patents
Washington, D.C. 20231

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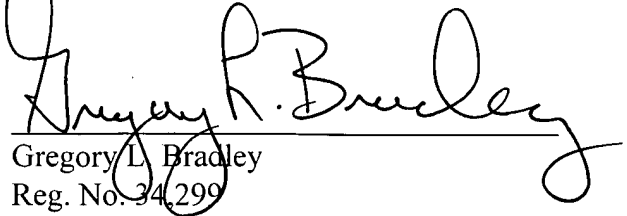
Dear Sir:

Pursuant to 37 C.F.R. § 1.324, Applicants hereby petition to correct the inventorship of the above-identified reissue application by including Messrs. Salvatore J. Dedola and Gordon C. Newell as inventors thereof.

In support of this Petition, Applicants submit the following documents: (1) Statements from Messrs. Dedola and Newell that the inventorship error occurred without any deceptive intention on their parts; (2) Statements from the currently-named inventors, Messrs. Uber, Manley, Stulen and Waddell, that they have no disagreement in regard to the inventorship change; and (3) a Statement from Medrad, Inc., the assignee of the present reissue application, agreeing to the inventorship change.

The Assistant Commissioner is hereby authorized to charge the \$130.00 petition fee required under 37 C.F.R § 1.20(b) to Deposit Account No. 13-2530. A duplicate copy of this Petition is enclosed.

Respectfully submitted,


Gregory L. Bradley
Reg. No. 34,299

Dated: February 23, 1999

Medrad, Inc.
One Medrad Drive
Indianola, PA 15051
Telephone: (412) 767-2400 x3021

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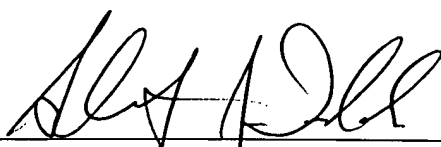
STATEMENT OF SALVATORE J. DEDOLA
UNDER 37 C.F.R. § 1.324(b)(1)

Assistant Commissioner
for Patents
Washington, D.C. 20231

Dear Sir:

I, Salvatore J. Dedola, hereby state that the inventorship error of failing to include me as an inventor of the above-identified reissue application occurred without any deceptive intention on my part.

Dated: February 9, 1999



Salvatore J. Dedola

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application of:)	
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UBER et al.)	Art Unit: 1911
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Serial No.: 09/027,852)	
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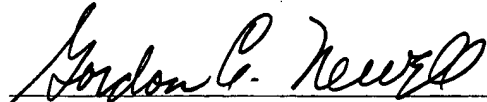
STATEMENT OF GORDON C. NEWELL
UNDER 37 C.F.R. § 1.324(b)(1)

Assistant Commissioner
for Patents
Washington, D.C. 20231

Dear Sir:

I, Gordon C. Newell, hereby state that the inventorship error of failing to include me as an inventor of the above-identified reissue application occurred without any deceptive intention on my part.

Dated: February 16, 1999



Gordon C. Newell

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application of:)	
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UBER et al.)	Art Unit: 1911
)	
Serial No.: 09/027,852)	
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Filed: February 23, 1998)	Examiner: Brian L. Casler
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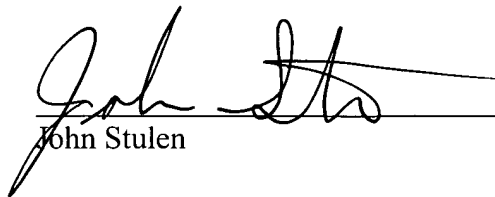
STATEMENT OF JOHN STULEN
UNDER 37 C.F.R. § 1.324(b)(2)

Assistant Commissioner
for Patents
Washington, D.C. 20231

Dear Sir:

I, John Stulen, have no disagreement with regard to the requested inventorship change of including Messrs. Gordon C. Newell and Salvatore J. Dedola as inventors of the above-identified reissue application.

Dated: February 17, 1999



John Stulen

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application of:)	
)	
UBER et al.)	Art Unit: 1911
)	
Serial No.: 09/027,852)	
)	
Filed: February 23, 1998)	Examiner: Brian L. Casler
)	
For: PATIENT INFUSION SYSTEM)	
FOR USE WITH MRI)	

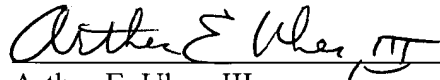
STATEMENT OF ARTHUR E. UBER, III
UNDER 37 C.F.R. § 1.324(b)(2)

Assistant Commissioner
for Patents
Washington, D.C. 20231

Dear Sir:

I, Arthur E. Uber, III, have no disagreement with regard to the requested inventorship change of including Messrs. Salvatore J. Dedola and Gordon C. Newell as inventors of the above-identified reissue application.

Dated: February 9, 1999


Arthur E. Uber, III

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application of:)	
)	
UBER et al.)	Art Unit: 1911
)	
Serial No.: 09/027,852)	
)	
Filed: February 23, 1998)	Examiner: Brian L. Casler
)	
For: PATIENT INFUSION SYSTEM)	
FOR USE WITH MRI)	

STATEMENT OF JON E. MANLEY
UNDER 37 C.F.R. § 1.324(b)(2)

Assistant Commissioner
for Patents
Washington, D.C. 20231

Dear Sir:

I, Jon E. Manley, have no disagreement with regard to the requested inventorship change of including Messrs. Salvatore J. Dedola and Gordon C. Newell as inventors of the above-identified reissue application.

Dated: February 7, 1999



Jon E. Manley

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application of:)	
)	
UBER et al.)	Art Unit: 1911
)	
Serial No.: 09/027,852)	
)	
Filed: February 23, 1998)	Examiner: Brian L. Casler
)	
For: PATIENT INFUSION SYSTEM)	
FOR USE WITH MRI)	


STATEMENT OF SEID WADDELL
UNDER 37 C.F.R. § 1.324(b)(2)

Assistant Commissioner
for Patents
Washington, D.C. 20231

Dear Sir:

I, Seid Waddell, have no disagreement with regard to the requested inventorship change of including Messrs. Salvatore J. Dedola and Gordon C. Newell as inventors of the above-identified reissue application.

Dated: February 6, 1999


Seid Waddell

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application of:)	
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UBER et al.)	Art Unit: 1911
)	
Serial No.: 09/027,852)	
)	
Filed: February 23, 1998)	Examiner: Brian L. Casler
)	
For: PATIENT INFUSION SYSTEM)	
FOR USE WITH MRI)	

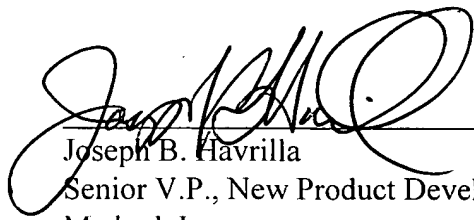
STATEMENT OF ASSIGNEE UNDER 37 C.F.R. § 1.324(b)(3)

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Medrad, Inc., a corporation organized and existing under the laws of the State of Delaware, having an office at One Medrad Drive, Indianola, Pennsylvania 15051, the assignee of the entire right, title and interest in and to U.S. Patent No. 5,494,036 and the above-identified reissue application, by virtue of an Assignment dated January 26, 1994, and recorded in the records of the U.S. Patent and Trademark Office on February, 14, 1994, at Reel 6897, Frame 0942, and the accompanying two (2) Assignments from Messrs. Salvatore J. Dedola and Gordon C. Newell, hereby agrees to the inventorship change of including Messrs. Salvatore J. Dedola and Gordon C. Newell as inventors of the above-identified reissue application.

Dated: February 23, 1999



Joseph B. Havrilla
Senior V.P., New Product Development
Medrad, Inc.

ASSIGNMENT

WHEREAS, I, Gordon C. Newell, a citizen and resident of the United States of America, whose post office address is 129 Woodcreek Drive, Safety Harbor, Florida 34695 (hereinafter referred to as ASSIGNOR), have invented within the United States and own a certain invention entitled

PATIENT INFUSION SYSTEM FOR USE WITH MRI

which is described in an application for Letters Patent of the United States of America filed on February 23, 1998 and assigned application Serial No. 09/027,852; and

WHEREAS, Medrad, Inc., a corporation organized and existing under the laws of the State of Delaware and having a place of business at One Medrad Drive, Indianola, PA 15051 (hereinafter referred to as ASSIGNEE), is desirous of acquiring the entire interest in, to and under said invention and in, to and under Letters Patent or similar legal protection to be obtained therefor in the United States and in any and all foreign countries.

NOW, THEREFORE, TO ALL WHOM IT MAY CONCERN, be it known that in consideration of the payment by ASSIGNEE to ASSIGNOR of the sum of One Dollar (\$1.00), the receipt of which is hereby acknowledged, and for other good and valuable consideration, ASSIGNOR hereby sells, assigns and transfers to ASSIGNEE the full and exclusive right, title and interest to said invention in the United States and its territorial possessions and in all foreign countries, said application for Letters Patent, and any and all issued Letters Patent or similar legal protection in the United States and its territorial possessions and in any and all foreign countries to be obtained for said invention by said application or any continuation, divisional, renewal, substitute or reissue thereof or any legal equivalent thereof in a foreign country for the full term or terms for which the same may be granted.

ASSIGNOR hereby authorizes and requests the Commissioner of Patents and Trademarks to issue said Letters Patent of the United States to ASSIGNEE.

ASSIGNOR hereby covenants that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this assignment and sale; and

ASSIGNOR further covenants that ASSIGNEE will, upon its request, be provided promptly with all pertinent facts and documents relating to said application, said invention and said Letters Patent and legal equivalents in foreign countries as may be known and accessible to ASSIGNOR and will testify as to the same in any interference or litigation related thereto and will promptly execute and deliver to ASSIGNEE or its legal representative any and all papers, instruments or affidavits required to apply for, obtain, maintain, issue and enforce said application, said invention and said Letters Patent and said equivalents thereof in any foreign country which may be necessary or desirable to carry out the purposes thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 16 day of February, 1999.

Gordon C. Newell
Gordon C. Newell

STATE OF Florida

)

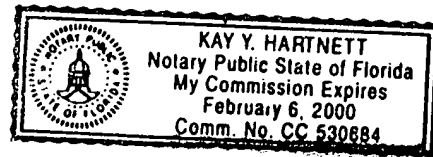
) ss.

COUNTY OF Pinellas

)

BE IT KNOWN, that on this 16 day of February, 1999, before me personally came Gordon C. Newell, to me known to be the person mentioned in and who executed the foregoing assignment, and he acknowledged to me that he executed the same as his free act and deed for the use and purposes therein mentioned.

Kay Y. Hartnett
Notary Public



ASSIGNMENT

WHEREAS, I, Salvatore J. Dedola, a citizen and resident of the United States of America, whose post office address is 321 Lynn Ann Drive, New Kensington, Pennsylvania 15068 (hereinafter referred to as ASSIGNOR), have invented within the United States and own a certain invention entitled

PATIENT INFUSION SYSTEM FOR USE WITH MRI

which is described in an application for Letters Patent of the United States of America filed on February 23, 1998 and assigned application Serial No. 09/027,852; and

WHEREAS, Medrad, Inc., a corporation organized and existing under the laws of the State of Delaware and having a place of business at One Medrad Drive, Indianola, PA 15051 (hereinafter referred to as ASSIGNEE), is desirous of acquiring the entire interest in, to and under said invention and in, to and under Letters Patent or similar legal protection to be obtained therefor in the United States and in any and all foreign countries.

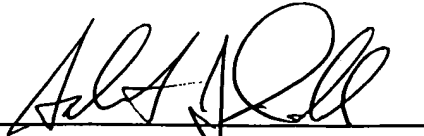
NOW, THEREFORE, TO ALL WHOM IT MAY CONCERN, be it known that in consideration of the payment by ASSIGNEE to ASSIGNOR of the sum of One Dollar (\$1.00), the receipt of which is hereby acknowledged, and for other good and valuable consideration, ASSIGNOR hereby sells, assigns and transfers to ASSIGNEE the full and exclusive right, title and interest to said invention in the United States and its territorial possessions and in all foreign countries, said application for Letters Patent, and any and all issued Letters Patent or similar legal protection in the United States and its territorial possessions and in any and all foreign countries to be obtained for said invention by said application or any continuation, divisional, renewal, substitute or reissue thereof or any legal equivalent thereof in a foreign country for the full term or terms for which the same may be granted.

ASSIGNOR hereby authorizes and requests the Commissioner of Patents and Trademarks to issue said Letters Patent of the United States to ASSIGNEE.

ASSIGNOR hereby covenants that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this assignment and sale; and

ASSIGNOR further covenants that ASSIGNEE will, upon its request, be provided promptly with all pertinent facts and documents relating to said application, said invention and said Letters Patent and legal equivalents in foreign countries as may be known and accessible to ASSIGNOR and will testify as to the same in any interference or litigation related thereto and will promptly execute and deliver to ASSIGNEE or its legal representative any and all papers, instruments or affidavits required to apply for, obtain, maintain, issue and enforce said application, said invention and said Letters Patent and said equivalents thereof in any foreign country which may be necessary or desirable to carry out the purposes thereof.

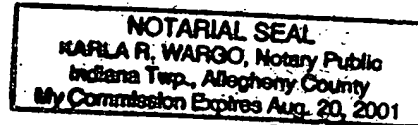
IN WITNESS WHEREOF, I have hereunto set my hand and seal this 9th day of February, 1999.


Salvatore J. Dedola

STATE OF Pennsylvania)
) ss. _____
COUNTY OF Allegheny)

BE IT KNOWN, that on this 9th day of February, 1999, before me personally came Salvatore J. Dedola to me known to be the person mentioned in and who executed the foregoing assignment, and he acknowledged to me that he executed the same as his free act and deed for the use and purposes therein mentioned.


Notary Public



Docket No.
89330/97-003

Declaration and Power of Attorney For Patent Application

English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

PATIENT INFUSION SYSTEM FOR USE WITH MRI

the specification of which

(check one)

☐ is attached hereto.

☒ was filed on February 23, 1998 as United States Application No. or PCT International Application Number 09/027,852 and was amended on _____

(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Not Claimed

(Number)

(Country)

(Day/Month/Year Filed)

☐

(Number)

(Country)

(Day/Month/Year Filed)

☐

(Number)

(Country)

(Day/Month/Year Filed)

☐

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

_____	_____
(Application Serial No.)	(Filing Date)
_____	_____
(Application Serial No.)	(Filing Date)
_____	_____
(Application Serial No.)	(Filing Date)

I hereby claim the benefit under 35 U. S. C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, C. F. R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

_____	_____	_____
(Application Serial No.)	(Filing Date)	(Status)
		(patented, pending, abandoned)
_____	_____	_____
(Application Serial No.)	(Filing Date)	(Status)
		(patented, pending, abandoned)
_____	_____	_____
(Application Serial No.)	(Filing Date)	(Status)
		(patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. *(list name and registration number)*

Gregory L. Bradley, Reg. No. 34,299

Send Correspondence to: **Gregory L. Bradley**
Medrad, Inc.
One Medrad Drive
Indianola, PA 15051

Direct Telephone Calls to: *(name and telephone number)*
Gregory L. Bradley; (412) 767-2400

Full name of sole or first inventor Gordon C. Newell	
Sole or first inventor's signature <i>Gordon C. Newell</i>	Date 2/16/99
Residence Safety Harbor, Florida	
Citizenship United States of America	
Post Office Address 129 Woodcreek Drive	
Safety Harbor, Florida 34695	

Full name of second inventor, if any	
Second inventor's signature	Date
Residence	
Citizenship	
Post Office Address	